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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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EXAMINER

NGUYEN, THONG Q

ART UNIT PAPER NUMBER

2872

DATE MAILED: 12/22/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

14

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Commissioner for Patents

The amendment (Paper No. 13) filed on 4/24/2003 is non-responsive for the following reason.

The present application was subjected to a restriction requirement (see Paper No. 6). In response to the restriction requirement, applicant has elected the invention I, Species (B2) without traverse (see Election, Paper No. 7 of 8/7/2002 and Paper No. 9 of 11/6/2002). The claims directed to the elected invention and species were examined in the Office action (Paper No. 10) of 1/24/2003.

In response to the Office action, applicant has filed an amendment (Paper No. 13 of 4/24/2003) and amended all elected claims by changing the scope of the device claimed. The amendments to the claims change the device claimed to a device which is non-elected without traverse; i.e., the claims now direct to the species (A) (see details of the species as set forth in the Restriction requirement of 7/10/2002). Thus, the amendment to the claims as set forth in the amendment of 4/24/2003 are not acceptable, and thus have not been entered. See MPEP, Section 819. Applicant is requested to amend the claims so that the claims claim an invention which was elected without traverse as set forth by the applicant in the Election of 8/7/02 and 11/6/02).

The response to this Office action is set to expire ONE MONTH from the date of this Office action. Extension of time may be available under the provisions of 37 CFR 1.136(a).

Thong Q. Nguyen
Primary Examiner
Art Unit: 2872